

UNITED STATES DISTRICT COURT  
for the  
Southern District of New York

Adam Gray, et al.,

)

)

)

)

*Plaintiff(s)*

)

v.

Civil Action No. 21-cv-06610-CM

City of New York, et al.,

)

)

)

)

*Defendant(s)*

)

**SUMMONS IN A CIVIL ACTION**

To: (*Defendant's name and address*) Lieutenant Daniel Gallagher  
1 Police Plaza  
New York, NY 10038

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Davis Wright Tremaine LLP  
Robert Balin  
1251 Avenue of the Americas  
New York, NY 10020

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

*CLERK OF COURT*

Date: December 6, 2022

/S/ S. James

*Signature of Clerk or Deputy Clerk*



The image shows a handwritten signature "S. James" written over the circular official seal of the United States District Court for the Southern District of New York. The seal features an eagle with wings spread, perched atop a shield, surrounded by the text "UNITED STATES DISTRICT COURT" and "FOR THE SOUTHERN DISTRICT OF NEW YORK". The signature is written in black ink and overlaps the bottom right portion of the seal.

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 21-cv-06610-CM

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (*name of individual and title, if any*) \_\_\_\_\_  
was received by me on (*date*) \_\_\_\_\_.

- I personally served the summons on the individual at (*place*) \_\_\_\_\_  
on (*date*) \_\_\_\_\_; or
- I left the summons at the individual's residence or usual place of abode with (*name*) \_\_\_\_\_,  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on (*date*) \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- I served the summons on (*name of individual*) \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of (*name of organization*) \_\_\_\_\_  
on (*date*) \_\_\_\_\_; or
- I returned the summons unexecuted because \_\_\_\_\_; or
- Other (*specify*): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00 \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

*Server's signature*

\_\_\_\_\_ *Printed name and title*

\_\_\_\_\_ *Server's address*

Additional information regarding attempted service, etc:

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

Attorney: Davis Wright Tremaine LLP- NY  
Address: 1251 Avenue of the Americas, 21st Floor New York, NY 10020

In Re: New York City Policing During Summer 2020 Demonstrations

This filing is related to ADAM GRAY, JASON DONNELLY, DIANA ZEYNEB ALHINDAWI, JEMELLI D. COLE, and AMR ALFIKY.

Case Number: 1:21-cv-06610-CM

VS  
CITY OF NEW YORK, et al.

Plaintiff

Defendant

Amended D/F: 11/22/2022

STATE OF NEW YORK, COUNTY OF NASSAU, SS:

**AFFIDAVIT OF SERVICE**

Latchme D. Drepaull, being sworn says:

Deponent is not a party herein, is over the age of 18 years and resides in the State of New York

On 12/13/2022, at 11:31 AM at 1 POLICE PLAZA, ROOM 110A , NEW YORK, NY 10038 Deponent served the within Summons in a Civil Action and Second Amended Complaint with Exhibit and Stipulation Regarding Filing of Second Amended Complaint

On LIEUTENANT DANIEL GALLAGHER, therein named.

Said documents were conformed with index number endorsed thereon

#1 SUITABLE AGE PERSON

By delivering thereof a true copy of each to Giorgia Bono (Community Assistant) a person of suitable age and discretion who stated that he/she is authorized to accept service. Said premises is recipient's  actual place of business / employment  dwelling house (usual place of abode) within the state

#2 DESCRIPTION

Sex: Female	Color of skin: White	Color of hair: Black	Glasses: Yes
Age: 51-65	Height: 5ft 4inch - 5ft 8inch	Weight: 131-160 Lbs	

#3 MILITARY SERVICE

I asked the person spoken to whether defendant was in active military service of the United States or the State of New York in any capacity whatsoever and received a negative reply. The source of my information and the grounds of my belief are the conversations and observations above narrated.

#4 WITNESS FEES

Subpoena Fee Tendered in the amount of \$

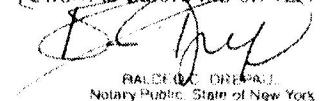
#5 OTHER

I attempted service on 12/12/22 @ 11:54 a.m. As per Giorgia Bono, I was advised that she is not authorized to accept service for the Subject. She needs a tax identification number or a shield number. On 12/13/22 Giorgia Bono as community assistant stated she is authorized to accept service on behalf of the Subject

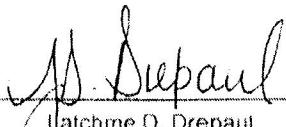
#6 MAILING

Latchme D. Drepaull being duly sworn, deponent completed service by depositing a copy of the said documents in a postpaid properly addressed envelope, bearing the words "Personal and Confidential" by First Class mail on 12/14/2022 to LIEUTENANT DANIEL GALLAGHER at 1 POLICE PLAZA, ROOM 110A , NEW YORK, NY 10038 in an official depository of the United States Postal Service in the State of New York. The envelope did not indicate on the outside thereof, by return address or otherwise, that the communication is from an attorney or concerns an action against the person to be served.

Sworn to before me on 12/14/2022

  
BALDEO A. DREPAULL,  
Notary Public, State of New York  
Registration No. 01DR634941C  
Qualified in Queens County  
Certificate filed in New York County  
Commission Expires 10/17/2024



  
Latchme D. Drepaull  
DCA License # 2066896